

Official Minutes  
**Board of Regents' Retreat**  
January 22-23, 2014  
Anchorage, Alaska

**Regents Present:**

Patricia Jacobson, Chair  
Jyotsna Heckman, Vice Chair  
Kenneth Fisher, Secretary  
Michael Powers, Treasurer  
Dale Anderson  
Timothy Brady  
Fuller A. Cowell  
Courtney Enright  
Mary K. Hughes  
Gloria O'Neill  
Kirk Wickersham

Patrick K. Gamble, Chief Executive Officer and President, University of Alaska

**Others Present:**

Tom Case, Chancellor, University of Alaska Anchorage  
John Pugh, Chancellor, University of Alaska Southeast  
Brian Rogers, Chancellor, University of Alaska Fairbanks  
Michael Hostina, General Counsel  
Dana Thomas, Vice President for Academic Affairs  
Elisha Baker, Provost, University of Alaska Anchorage  
Richard Caulfield, Provost, University of Alaska Southeast  
Susan Henrichs, Provost, University of Alaska Fairbanks  
Brandi Berg, Executive Officer, Board of Regents

**I. Call to Order**

Chair Jacobson called the meeting to order at 10:15 a.m. on Wednesday, January 22, 2014.

**II. Adoption of Agenda**

Regent Enright moved, seconded by Regent Wickersham and passed with Regents Anderson, Brady, Cowell, Enright, Heckman, Hughes, Powers, O'Neill, Wickersham and Jacobson voting in favor and Regent Fisher voting in opposition that:

**PASSED AS AMENDED** (amendment noted by \*)  
**“The Board of Regents adopts the agenda as presented.**

- I. Call to Order**
- II. Adoption of Agenda**
- III. Executive Session**
- \*III.A. Approval of Bargaining Unit Agreement between the University of Alaska and United Academics AAUP-AFT/AFL-CIO (UNAC) (added)**
- IV. Adjourn**

**This motion is effective January 22, 2014.”**

**III. Executive Session**

Regent Cowell moved, seconded by Regent Heckman and passed with no objection that:

**PASSED**  
**“The Board of Regents goes into executive session to discuss matters the immediate knowledge of which could have an adverse effect on the finances of the university related to fiscal, budgetary and strategic planning. This motion is effective January 22, 2014.”**

The Board of Regents goes into executive session at 10:15 a.m. Alaska Time in accordance with AS 44.62.310. The session will include members of the Board of Regents, President Gamble, General Counsel Hostina, and such other university staff members as the president may designate and will last approximately 13 hours.

The Board of Regents recessed its executive session at 12:10 p.m.; reconvened executive session at 12:20 p.m.; recessed executive session at 1:30 p.m.; reconvened executive session at 1:45 p.m.; recessed executive session at 3:08 p.m.; reconvened executive session at 3:20 p.m. and recessed executive session at 4:40 p.m. on Wednesday, January 22, 2014.

The Board of Regents reconvened its executive session on Thursday, January 23, 2014 at 8:50 a.m.; recessed executive session at 10:20 a.m.; reconvened executive session at 10:40 a.m.; recessed executive session at 12:00 noon; reconvened executive session at 12:20 p.m.; recessed executive session at 1:45 p.m. and reconvened its executive session at 2:30 p.m.

The Board of Regents concluded an executive session on Thursday, January 23 at 2:50 p.m. Alaska Time in accordance with AS 44.62.310 to discuss matters the immediate knowledge of which could have an adverse effect on the finances of the university related to fiscal, budgetary and strategic planning. The session included members of the Board of Regents, President Gamble, General Counsel Hostina, and such other university staff members designated by the president and lasted approximately 13 hours.

**\*III.A. Approval of Bargaining Unit Agreement between the University of Alaska and United Academics AAUP-AFT/AFL-CIO (UNAC) (added)**

Regent Hughes moved, seconded by Regent O'Neill and passed with Regents Anderson, Brady, Cowell, Enright, Heckman, Hughes, Powers, O'Neill, Wickersham and Jacobson voting in favor and Regent Fisher voting in opposition that:

**PASSED**

**"The Board of Regents approves the collective bargaining agreement between the University of Alaska and United Academics AAUP-AFT/AFL-CIO (UNAC) for the term of January 1, 2014 through December 31, 2016. This motion is effective January 23, 2014."**

**POLICY/STATUTORY CITATION**

Regents' Policy 04.11.020 – Exclusions and Agreements, states:

No collective bargaining agreement shall be binding upon the Board of Regents without prior approval of the entire agreement by the Board of Regents.

Alaska Statute 14.40.170(a)(2) provides:

The Board of Regents shall . . . fix the compensation of the president of the university, all heads of departments, professors, teachers, instructors, and other officers; . . .

Alaska Statute 14.40.170(b)(1) provides:

The Board of Regents may . . . adopt reasonable rules, orders, and plans with reasonable penalties for the good government of the university and for the regulation of the Board of Regents.

The Alaska Supreme Court has stated:

Through legislative enactments, the university enjoys a considerable degree of statutory independence. Not only does the Board of Regents have the constitutional authority to appoint the president of the university, formulate policy and act as the governing body of the institution, but the legislature has specifically empowered it to fix the president's compensation and the compensation of all teachers, professors, instructors and other officers . . .

**RECOMMENDATION**

Pursuant to this policy and legal authority, the university administration has tentatively agreed upon a contract with the United Academics union. The members of the union ratified this contract on January 17, 2014.

Pursuant to AS 23.40.215, the monetary terms of this collective bargaining agreement are subject to initial approval/disapproval and annual funding by the Alaska Legislature.

**IV. Adjourn**

Chair Jacobson adjourned the meeting at 2:54 p.m. on Thursday, January 23, 2014.